

HOUSE BILL 1309
By DeBerry J

AN ACT to amend Tennessee Code Annotated, Title 39,
relative to criminal gangs.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-12-103, is amended by adding the following as a new subsection:

() If a person commits an offense at the direction, request, command or urging of a member of a criminal gang as defined in tennessee code annotated section 40-35-121 for the purpose of completing or participating in an initiation ritual, ceremony or requirement for membership in such gang, those members of the criminal street gang who are not responsible as principals under tennessee code annotated section 39-11-402, shall be considered co-conspirators to such offense and all such members shall be punished as provided in tennessee code annotated section 39-12-107(c).

SECTION 2. This act shall take effect July 1, 2005, the public welfare requiring it.